

DAILY DIGEST

Vol. 18, No. 102

May 28,1999

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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The following items were adopted at the May 27, 1999, Commission meeting and released later that day.

NEWS RELEASES

FCC CONSIDERS STRATEGIES TO ADDRESS UNITED STATES TELEPHONE NUMBER EXHAUST. The Commission adopted a Notice of Proposed Rulemaking to consider a variety of measures intended to increase the efficiency with which telecommunications carriers use telephone numbers. by NPRM. Action by: the Commission. Adopted: May 27, 1999. Dkt No.: CC-99-200. (FCC No. 99-122) CCB Contact: Common Carrier Bureau: Jared Carlson or Tejal Mehta at (202) 418-2320, TTY: (202) 418-0484, Wireless Telecommunications Bureau Contacts: David Furth at (202) 418-0632 or Joel Taubenblatt at (202) 418-1513, TTY: (202) 418-7523. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9032.html

COMMISSION ESTABLISHES YEAR 2 FUNDING LEVELS FOR THE SCHOOLS, LIBRARIES, AND RURAL HEALTH CARE FEDERAL UNIVERSAL SERVICE SUPPORT MECHANISM COMMISSION FUNDS THE FEDERAL UNIVERSAL SERVICE SUPPORT MECHANISM FOR SCHOOLS AND LIBRARIES AT \$2.25 BILLION FOR YEAR. 2 - The Commission took steps to ensure that additional universal service support will be available to eligible schools and libraries, particularly those in rural America, during the second funding year of the support mechanism. By Twelfth Order on Reconsideration. Action by: the Commission. Adopted: May 27, 1999. Dkt No.: CC-96-45. (FCC No. 99-121) CCB Contact: News Media Contact: Emily Hoffnar at (202) 418-0253, Common Carrier Bureau: Matthew Vitale at (202) 418-7400. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9033.html

COMMISSION TAKES ACTION TO REFORM UNIVERSAL SERVICE SUPPORT FOR NON-RURAL CARRIERS PROVIDING SERVICE IN HIGH-COST AREAS AND COMMISSION ADOPTS FRAMEWORK FOR FEDERAL UNIVERSAL SERVICE HIGH-COST SUPPORT MECHANISM/COMMISSION SEEKS COMMENT ON THE INPUT VALUES. FOR THE FORWARD-LOOKING COST MODEL - The Commission took a major step in reforming the high-cost universal service support mechanism for non-rural carriers. 7th R&O and 13th Order on Recon; 4th R&O, FNPRMS. Action by: the Commission. Adopted: May 27, 1999. Dkt No.: CC-96-45, 96-262, CC-97-160. (FCC No. 99-119 - 99-120) CCB Contact: News Media Contact: Emily Hoffnar at (202) 418-0253, Common Carrier Bureau: Chuck Keller and Jack Zinnar at (202) 418-7400 Craig Brown at (202) 418-7400, Katie King at (202) 418-7400. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9031.html

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The following items are dated for and released on May 28, 1999:

NEWS RELEASES

PRELIMINARY DOMESTIC INFORMATION FROM STATISTICS OF COMMUNICATIONS COMMON CARRIERS RELEASED BY THE FCC. CCB Contact: Industry Analysis Division at (202) 418-0940, or TTY: (202) 418-0484. Internet URL:

https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9035.wp

FCC FILINGS. OPA. Internet URL: <https://www.fcc.gov/Bureaus/Miscellaneous/Filings/fl990528.html>

OPEN PROCEEDINGS. OPA.

FCC CALENDAR OF EVENTS. OPA. Internet URL:

<https://www.fcc.gov/Bureaus/Miscellaneous/Calendar/cl990528.html>

PUBLIC NOTICES

Released: May 28, 1999. POLE ATTACHMENT COMPLAINTS AND PETITIONS BEFORE THE CABLE SERVICES BUREAU.

Report No: 1232. Released: May 28, 1999. CABLE TELEVISION SERVICE REGISTRATIONS; SPECIAL RELIEF AND OTHER FILINGS.

Report No: TEL-00094S. Released: May 28, 1999. STREAMLINED INTERNATIONAL APPLICATIONS ACCEPTED FOR FILING SECTION 214 APPLICATIONS (47 C.F.R SECTION 63.18); CABLE LANDING LICENSE APPLICATIONS (47 C.F.R SECTION 1.767) REQUESTS TO AUTHORIZE SWITCHED SERVICES OVER PRIVATE LINES (47 C.F.R SECTION 63.16);.SECTION 310(B)(4) REQUESTS. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1999/pnin9104.pdf

Report No: 44497. Released: May 28, 1999. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac990528.txt

Report No: 24497. Released: May 28, 1999. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap990528.txt

Report No: 2330. Released: May 28, 1999. PETITIONS FOR RECONSIDERATION OF ACTION IN RULEMAKING PROCEEDINGS. Internet URL:

https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1999/pnmc9040.wp

TEXTS

TCI CABLEVISION OF CALIFORNIA, INC., PACIFICA, CA. Granted appeal of local rate order, remanded rate order to local franchising authority, and dismissed stay request as moot. Action by Deputy Chief, Cable Services Bureau. Adopted: May 26, 1999. by MO&O. (DA No. 99-1015). CSB Internet URL:

<https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991015.wp>

TIME WARNER CABLE. Denied complaint filed against the January 1, 1999 cable programming services tier rate increase in Cape Coral, FL. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: May 26, 1999. by Order. (DA No. 99-1008). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991008.wp>

LAKE CABLE PARTNERS V. INTERSTATE POWER COMPANY, INC., PA98-001. Dismissed February 23, 1998 complaint, under Section 224 of the Communications Act concerning rates for cable television pole attachments. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: May 26, 1999. by Order. (DA No. 99-1016). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991016.wp>

PAGOSA VISION, INC. V. PUBLIC SERVICE COMPANY OF COLORADO, PA97-007. Dismissed July 24, 1997 complaint, under Section 224 of the Communications Act concerning rates for cable television pole attachments. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: May 26, 1999. by Order. (DA No. 99-1017). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991017.wp>

TENNESSEE CABLE TELECOMMUNICATIONS ASSOCIATION, ET AL. AND THE CABLE TELEVISION ASSOCIATION OF GEORGIA, ET AL. V. BELL SOUTH TELECOMMUNICATIONS, INC., PA96-004. Dismissed October 22, 1996 complaint, under Section 224 of the Communications Act concerning rates for cable television pole attachments. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: May 26, 1999. by Order. (DA No. 99-1018). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991018.wp>

TELEVISION MARKETING GROUP OF MEMPHIS, INC. Denied Television Marketing Group of Memphis, Inc.'s request for elimination or reduction of the \$12,5000 forfeiture assessed for WLMT(TV), Memphis, and WMTU(TV), Jackson, TN, repeated violations of the rules by limit of commercial matter that may be aired during children's programming. Action by Chief, Mass Media Bureau. Adopted: May 26, 1999. by MO&O. (DA No. 99-1025). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991025.wp

FOX TELEVISION STATIONS, INC. Notified Fox Television Stations, license of WFXT(TV), Boston of an apparent liability for forfeiture in the amount of \$12,500, for repeated violation of the Commission's rule limiting the amount of commercial matter that maybe aired during children's programming; and conditionally granted the station's license renewal. Action by Chief, Mass Media Bureau. Adopted: May 26, 1999. by NAL for Forfeiture. (DA No. 99-1026). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991026.wp

WOODS TELEVISION COMPANY, L.L.C. AND WAITT LICENSE COMPANY OF ALABAMA, L.L.C. Denied request for a permanent waiver of the television duopoly rule, to permit the common ownership of television stations WDFX-TV, Ozark, Alabama and WPGX(TV), Panama City, Florida. Granted request for a conditional waiver of the television duopoly rule of the Commisison's rules, to permit the common ownership of television stations WDFX-TV, Ozark, Alabama and WPGX(TV), Panama City, Florida. Granted the application for consent to the assignment of license for station WDFX-TV, Ozark, Alabama from Woods Television Company, L.L.C. to Waitt License Company of Alabama. Action by Chief, Mass Media Bureau. Adopted: May 26, 1999. by MO&O. (DA No. 99-1024). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991024.wp

IN THE MATTER OF THE COMMISSION'S RULES REGARDING THE MAIN STUDIO AND LOCAL PUBLIC INSPECTION FILES OF BROADCAST TELEVISION AND RADIO STATIONS. Amended rules regarding main studio and local public inspection files for broadcast stations. Denied the Petitions for Reconsideration in this proceeding. Dkt No.: MM-97-138. Action by the Commission. Adopted: May 25, 1999. by MO&O. (FCC No. 99-118). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/fcc99118.wp

ADDENDA: The following items, released May 27, 1999, did not appear in Digest No. 101:

NEWS RELEASES

GLENN REYNOLDS NAMED ACTING CHIEF, COMMON CARRIER BUREAU. CCB. Internet URL:
https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1999/nrcc9034.txt

SUSAN FOX NAMED DEPUTY CHIEF, MASS MEDIA BUREAU. MMB. Internet URL:
https://www.fcc.gov/Bureaus/Mass_Media/News_Releases/1999/nrmm9013.txt

FRANCISCO MONTERO NAMED DIRECTOR OF COMMISSION'S OFFICE OF COMMUNICATIONS
BUSINESS OPPORTUNITIES. OCBO. Internet URL:
https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1999/nrmc9037.txt

THOMAS POWER NAMED SENIOR LEGAL ADVISOR TO CHAIRMAN KENNARD. OPA. Internet URL:
https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1999/nrmc9034.txt

DOROTHY ATTWOOD NAMED CHAIRMAN KENNARD'S LEGAL ADVISOR FOR COMMON CARRIER
ISSUES. OPA. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1999/nrmc9035.txt

PUBLIC NOTICES

Report No: B-228. Released: May 27, 1999. NON-COMMERCIAL EDUCATIONAL FM BROADCAST
APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF CUT-OFF DATE.Cut-Off Date: 28
June 1999. Internet URL:
https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm9088.wp

Report No: A-348. Released: May 27, 1999. NON-COMMERCIAL EDUCATIONAL FM BROADCAST
APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF CUT-OFF DATE.Cut Off Date: 28 June
1999. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm9087.wp

Released: May 27, 1999. DEADLINE EXTENDED UNTIL JUNE 28, 1999 FOR COMMENTS ON
OVERCOMING OBSTACLES TO TELEPHONE SERVICE FOR INDIANS ON RESERVATIONS BO
DOCKET NO. 99-11.New Comment Period Closes: June 28, 1999. (DA No. 99-1010). Contact: Eric Jensen at
(202) 418-0990, via email: ejensen@fcc.gov, OCBO: Belford Lawson at (202) 418-7264, via email:
blawson@fcc.gov, William Kehoe at (202) 418-7122, via email: bkehoe@fcc.gov. Internet URL:
<https://www.fcc.gov/Bureaus/OCBO/da991010.wp>

Released: May 27, 1999. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL WIRELESS
SERVICE INFORMATION.

Report No: CWS-99-40. Released: May 27, 1999. WIRELESS TELECOMMUNICATIONS BUREAU
COMMERCIAL WIRELESS SERVICE INFORMATION.

Report No: CWS-99-41. Released: May 27, 1999. WIRELESS TELECOMMUNICATIONS BUREAU
COMMERCIAL WIRELESS INFORMATION. Internet URL:
https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/pnw19126.wp

Released: May 27, 1999. PHASE II 220 MHZ SERVICE SPECTRUM AUCTION 18 QUALIFIED
BIDDERS.Report No AUC-24-D (Auction No. 24). (DA No. 99-1023). Contact: Auctions & Industry Analysis

Division, Wireless Telecommunications Bureau: Ruby Hough or Anne Napoli at (202) 418-0660, Bob Reagle at (717) 338-2801, Technical Support at (202) 414-1250. Internet URL:

https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da991023.txt

TEXTS

AVR, L.P. D/B/A HYPERION OF TENNESSEE, L.P. PETITION FOR PREEMPTION OF TENNESSEE CODE ANNOTATED SECTION 65-4-201 (D) AND TENNESSEE REGULATORY AUTHORITY DECISION DENYING HYPERION'S APPLICATION REQUESTING AUTHORITY TO PROVIDE SERVICE IN TENNESSEE RURAL LEC. SERVICE AREAS - Granted Hyperion's Petition in part and denied in part. Dkt No.: CC-98-92. Action by the Commission. Adopted: May 14, 1999. by MO&O. (FCC No. 99-100). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/fcc99100.wp

CANYON AREA RESIDENTS FOR THE ENVIRONMENT REQUEST FOR REVIEW OF ACTION TAKEN UNDER DELEGATED AUTHORITY ON A PETITION FOR AN ENVIRONMENTAL IMPACT STATEMENT. Denied the Application for Review of Canyon Area Residents of a ruling by the Chief of the Office of Engineering and Technology, which denied CARE's request for a blanket prohibition on the siting of communications facilities on Lookout Mountain near Denver. Action by the Commission. Adopted: May 27, 1999. by MO&O. (FCC No. 99-123). OET Internet URL: https://www.fcc.gov/Bureaus/Engineering_Technology/Orders/1999/fcc99123.wp

GTE AIRFONE INCORPORATED. Granted the petition filed by GTE Airfone Incorporated for waiver of Section 20.15(d) of the rules contingent upon GTE Airfone and GTE Railfone maintaining postalized rates for international calls. Action by Deputy Chief, Wireless Telecommunications Bureau. Adopted: May 27, 1999. by Order. (DA No. 99-1022). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da991022.wp>

ADDENDA: The following items, released May 19, 1999, did not appear in Digest No. 95:

TEXTS

VERY HIGH FREQUENCY (VHF) PUBLIC COAST SPECTRUM IN THE 156-162 MHZ BANDS. Dismissed in part and denied in part Petition filed by WJG Maritel Corp. to deny the VHF Public Coast Service long-form applications (FCC Form 601s) of itself and Warren Havens. Action by Chief, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau. Adopted: May 14, 1999. by MO&O. (DA No. 99-962). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da990962.wp>